

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF WEST VIRGINIA**

GILEAD SCIENCES, INC. and
EMORY UNIVERSITY,

Plaintiffs,

v.

MYLAN INC. and MYLAN
PHARMACEUTICALS INC.,

Defendants.

Civil Action No. 1:14-cv-99 (IMK)

**MOTION REQUESTING EXPEDITED BRIEFING FOR GILEAD'S
MOTION TO DEFER CONSIDERATION OF MYLAN'S INDEFINITENESS
ARGUMENT OR, ALTERNATIVELY, FOR LEAVE TO FILE A REPLY**

Pursuant to Civil Local Rule 7.02(b)(4), Plaintiff Gilead Sciences, Inc. (“Gilead”) respectfully requests that the Court set an expedited briefing schedule in connection with Gilead’s Motion to Defer Consideration of Mylan’s Indefiniteness Argument, or, Alternatively, for Leave to File a Reply (D.I. 119). The claim construction hearing is set for April 14, 2015. (D.I. 53.) Under the briefing schedule set by Civil Local Rule 7.02(b)(1) & (b)(2), briefing on Gilead’s motion might not be complete until the week of the hearing. Since Gilead’s motion seeks relief directly implicating the claim construction issues to be addressed at the claim construction hearing, Gilead respectfully requests that the Court modify the times for serving memoranda to make Mylan’s response due by **Thursday, March 26, 2015**.

Dated: March 19, 2015

Respectfully submitted,

/s/Chad L. Taylor

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CERTIFICATE OF SERVICE

I hereby certify that on March 19, 2015, the foregoing **MOTION REQUESTING EXPEDITED BRIEFING FOR GILEAD'S MOTION TO DEFER CONSIDERATION OF MYLAN'S INDEFINITENESS ARGUMENT OR, ALTERNATIVELY, FOR LEAVE TO FILE A REPLY** was served upon the attorneys of record for Defendants Mylan Inc. and Mylan Pharmaceuticals Inc. using the CM/ECF system, which will send notification of the filing to the counsel of record for Mylan Inc. and Mylan Pharmaceuticals Inc.

/s/Chad L. Taylor

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